



**RYAN, MASON & LEWIS, LLP**  
**ATTORNEYS AT LAW**  
**90 FOREST AVENUE**  
**LOCUST VALLEY, NEW YORK 11560**  
**Telephone: (516) 759-2722**  
**Facsimile: (516) 759-9512**  
**Email: nyoffice@rml-law.com**

**DATE:** January 5, 2004**FILE:** Serial No. 10/659,757  
Attorney Docket No. Acharya 18-18-18Facsimile Message From: **LISA L. VULPIS**

Please deliver the following pages to:

**NAME:** Initial Patent Examination Division**OF:** U.S. Patent and Trademark Office**FAX NUMBER:** (703) 746-4060**NUMBER OF PAGES INCLUDING THIS COVER PAGE:** 3**COMMENTS/INSTRUCTIONS**

As per my discussion with Ms. Robinson on December 26, 2003 regarding Serial No. 10/659,757, attached is a copy of the Transmittal Letter which was filed with the U.S. Patent and Trademark Office on September 10, 2003. Please note that on page 2, 4th paragraph of the Transmittal Letter, there is authorization for the USPTO to charge our Deposit Account No. 50-0762. Therefore, we should not have to pay the higher filing fee since it should have been charged at that time. In addition, we should not have to pay the late declaration surcharge since the declaration was filed with the application. Please let me know if you require any additional information. Thank you for your help.

If you do not receive all of the pages, please call us back as soon as possible at (516) 759-2722.

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Acharya 18-18-18

PARENT STATUS AND LOCATION: PENDING, GROUP ART UNIT 2127  
 PARENT SERIAL NO.: 09/336,981  
 EXAMINER: Kenneth Tang

IN THE UNITED STATES  
 PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

EL998952586US

INVENTOR(S) Swarup Acharya  
 Shanmugavelayut Muthukrishnan  
 Ganapathy Sundaram

"Express Mail" Label No. EL998952586US

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 1450, Alexandria, VA 22313-1450.

CASE 18-18-18

Date of Deposit: September 10, 2003

Signature:

TITLE Adaptive Scheduling of Data Delivery in a Central Server

COMMISSIONER FOR PATENTS  
 P.O. BOX 1450  
 ALEXANDRIA, VA 22313-1450

SIR:

The above-named application is a continuation application under 37 CFR §1.53(b) of pending prior U.S. application Serial No. 09/336,981. Enclosed are the following papers relating to the continuation application:

Specification, Claims and Abstract -22 pages  
 5 sheets of formal drawings  
 Copy of PTO-1449 form from prior application  
 Copy of signed Declaration documents (2) from prior application  
 Copy of Associate Power of Attorney from prior application

CLAIMS AS FILED				
	NO. FILED	NO. EXTRA	RATE	CALCULATIONS
Total Claims	26-20 =	6	x \$18 =	\$108
Independent Claims	3-3 =	0	x \$84 =	\$0
Multiple Dependent Claim(s), if applicable			\$280 =	\$0
Basic Fee				\$750
TOTAL FEE:				\$858

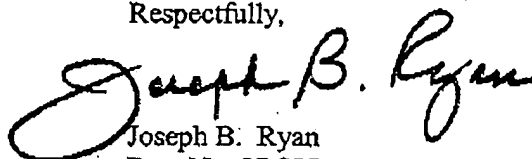
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1. This application is being filed by all the inventors named in the prior application.
2. The prior application is assigned of record to Lucent Technologies Inc.
3. Applicants submit herewith a copy of the PTO-1449 form from the prior application. Applicants respectfully request that the cited references, which are of record in the prior application, be listed on the face of any patent issuing from the present continuation application.

Duplicate copies of this letter are enclosed. In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit Deposit Account No. 50-0762 as required to correct the error.

Please address all correspondence to: **Ryan, Mason & Lewis, LLP, 90 Forest Avenue, Locust Valley, New York 11560.** Telephone calls should be made to the undersigned attorney at (516) 759-7517.

Respectfully,



Joseph B. Ryan  
Reg. No. 37,922  
Attorney for Applicant(s)

Date: September 10, 2003  
**Ryan, Mason & Lewis, LLP**  
**90 Forest Avenue**  
**Locust Valley, New York 11560**